IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 22ND OCTOBER 2007 / 30TH ASWINA 1929

WA.No. 2467 of 2007

(AGAINST THE JUDGEMENT IN WPC.30609/2006 Dated 29/11/2006)

APPELLANT/1ST RESPONDENT

STATE OF KERALA,
REPRESENTED BY SECRETARY,
HIGHER EDUCATION DEPARTMENT,
GOVERNMENT SECRETARIAT,
TRIVANDRUM.

BY SR. GOVERNMENT PLEADER SMT. MEERA.

RESPONDENTS/PETITIONER & 2ND RESPONDENT
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1. THE MANAGER,
SAINTGITS COLLEGE OF APPLIED SCIENCES,
PATHAMUTTOM.

2. THE REGISTRAR,
MAHATMA GANDHI UNIVERSITY,
KOTTAYAM.

BY ADV. SRI.TONY GEORGE KANNATHANAM

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 22/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

W.A.No. 2467 OF 2007

&

C.M. APPLICATION NO. 1120 OF 2007

Dated this the 22nd October, 2007

JUDGMENT

H.L. Dattu, C.J.:

This Writ Appeal is filed against the judgment in W.P.(C). No.30609 of 2006, dated 29th November, 2006.

2. In filing the Writ Appeal, there is an enormous delay of 261 days.

3. Along with the application to condone the delay, an affidavit is also filed. In the affidavit so filed, except saying that the papers were moving from table to table, no other explanation is offered to condone the delay in filing the appeal. The explanation offered in the affidavit, in our opinion, is fully unsatisfactory. Therefore, the said explanation cannot be accepted by us.

4. Accordingly, the application to condone the delay in filing the Writ Appeal requires to be rejected and it is rejected.

5. Consequent to the rejection of the application to condone the delay in filing the Writ Appeal, the Writ Appeal is also rejected.

Ordered accordingly.

(H.L. DATTU)
Chief Justice

(K.T. SANKARAN)
Judge

ahz/